IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.40410 of 2008
1. JUGAN YADAV SON OF INDRASAN YADAV
2. BRIJESH YADAV SON OF JUGAN YADAV
BOTH RESIDENTS OF VILLAGE- BASANTPUR BHERIHARI, P.S. SATHI, DISTGRICT-WEST CHAMPARAN ; PETITONERS
Versus
STATE OF BIHAR; OPPOSITE PARTY.

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2 16.10.2008 Heard learned counsel for the petitioners and the State.

The petitioners apprehend arrest in a case under Section 341 and other Sections of the Indian Penal Code and ¾ of the Prevention of Witch (Daain_) Practices Act,1999.

Learned counsel for the petitioners submits that except the provisions of prevention of Witch Practices Act, 1999 all are bailable sections. It is further submitted that under Section ¾ of Prevention of Witch Practices Act the maximum punishment is only six months. Lastly it is submitted that the impugned order and Fardbeyan would go to show that this case has been filed as a result of dispute for Rasta (Road).

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Having regard to the facts and circumstances, in the event of arrest or surrender within six weeks of receipt of this order, the petitioners, named above, shall be released on bail on furnishing bail bond of Rs.5,000/- (Five thousand) each with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, West Champaran in Sathi P.S.case No. 48 of 2008 subject to conditions as laid down under Section 438(2) Cr. P. C.

B.Jha **(Ghanshyam Prasad)**